

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,)
vs.) Plaintiff,) 8:21CR61
MOHAMMAD NAZMUL)
HAQUE, RICK KELLEY, and)
JOEY MACKE,)
Defendants.

This matter is before the court on defendant, Rick Kelley's Unopposed Motion to Continue Trial [83]. For the reasons set forth in the motion, the undersigned finds good cause for the continuance. Accordingly,

IT IS ORDERED that the Unopposed Motion to Continue Trial [83] is granted, as follows:

1. The jury trial, **for all three defendants**, now set for December 18, 2023, is continued to **March 25, 2024**.
2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendants in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date** and **March 25, 2024**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny continuity of counsel and counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(6), (7)(A) & (B)(iv).
3. **No further continuances will be granted without requesting a hearing before the undersigned magistrate judge.**

DATED: December 12, 2023.

BY THE COURT:

s/ Michael D. Nelson
United States Magistrate Judge